



RECEIVED

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03 JAN 23 PM 4 07
January 23, 2003

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TN REGULATORY AUTHORITY
DOCKET ROOM

VIA HAND DELIVERY

Hon. Sara Kyle, Chairman
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37238

Re: *Complaint of BellSouth Telecommunications, Inc. Regarding the Practices of VarTec Telecom, Inc., d/b/a VarTec Telecom and Clear Choice Communications Company, in the Reporting of Percent Interstate Usage for Compensation for Jurisdictional Access Services*
Docket No. 01-00906

Dear Chairman Kyle:

On October 18, 2001 BellSouth filed its Complaint in the captioned matter. On November 13, 2001, VarTec filed a Notice of Removal to the United States District Court of the Middle District of Tennessee. The action was subsequently settled, and an Order dismissing the action was entered by the Court on May 16, 2002 (copy enclosed). As a result of the settlement, BellSouth hereby withdraws its Complaint in this matter. A copy of this letter is being provided to counsel for VarTec.

Very truly yours,

Guy M. Hicks

GMH:ch

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

BELLSOUTH TELECOMMUNICATIONS,
INC.,

Plaintiff,

v.

VARTEC TELECOM, INC., d/b/a VARTEC
TELECOM AND CLEAR CHOICE
COMMUNICATIONS,

Defendants.

No. 3:01-1491
JUDGE HAYNES

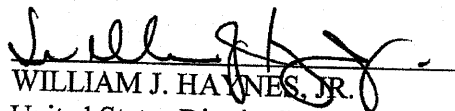
ORDER

The Court has been advised by counsel that all matters and things in controversy in this action have been compromised and settled.

Accordingly, this action is **DISMISSED** without prejudice to the right, upon good cause shown within thirty (30) days, to reopen this action if the settlement is not consummated.

It is so **ORDERED**.

ENTERED this the 16th day of May, 2002.


WILLIAM J. HAYNES, JR.
United States District Judge

This document was entered on
the docket in compliance with
Rule 58 and/or Rule 79(a).

FRCP, on 5/16/02 By vh

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CERTIFICATE OF SERVICE

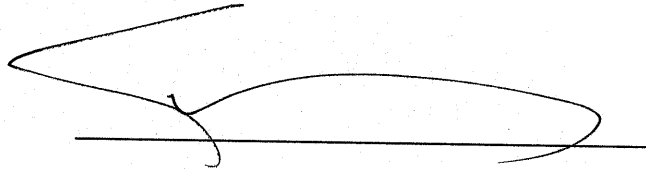
I hereby certify that on January 23, 2003, a copy of the foregoing document was served on the parties of record, via the method indicated:

- ☐ Hand
- ☒ Mail
- ☐ Facsimile
- ☐ Overnight

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- ☐ Hand
- ☒ Mail
- ☐ Facsimile
- ☐ Overnight

James U. Troup, Esquire
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A handwritten signature in black ink, consisting of a large, stylized 'J' or 'L' shape with a horizontal line extending to the right, positioned above a solid horizontal line.